

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re

Lordstown Motors Corp., *et al.*,¹

Debtors.

Chapter 11

Case No. 23-10831 (MFW)

(Jointly Administered)

Re: D.I. 88, 152

**CERTIFICATION OF COUNSEL CONCERNING ORDER (A) AUTHORIZING THE
RETENTION AND EMPLOYMENT OF JEFFERIES LLC AS INVESTMENT
BANKER FOR THE DEBTORS AND DEBTORS IN POSSESSION
PURSUANT TO 11 U.S.C. §§ 327(a) AND 328(a), EFFECTIVE AS OF THE PETITION
DATE AND (B) WAIVING CERTAIN TIME-KEEPING REQUIREMENTS**

The undersigned hereby certifies as follows:

1. On July 6, 2023, the debtors and debtors in possession in the above-captioned cases (collectively, the “**Debtors**”), filed the *Debtors’ Application for Entry of an Order (A) Authorizing the Retention and Employment of Jefferies LLC as Investment Banker for the Debtors and Debtors in Possession Pursuant to 11 U.S.C. §§ 327(a) and 328(a), Effective as of the Petition Date and (B) Waiving Certain Time-Keeping Requirements* [D.I. 88] (the “**Application**”) with the United States Bankruptcy Court for the District of Delaware, 824 North Market Street, 3rd Floor, Wilmington, Delaware 19801 (the “**Bankruptcy Court**”).

2. Pursuant to the *Notice of Application and Hearing*, filed and served contemporaneously with the Application, objections or responses to the Application were to be filed and served no later than 4:00 p.m. (Eastern Daylight Time) on July 20, 2023 (the

¹ The Debtors and the last four digits of their respective taxpayer identification numbers are: Lordstown Motors Corp. (3239); Lordstown EV Corporation (2250); and Lordstown EV Sales LLC (9101). The Debtors’ service address is 27000 Hills Tech Ct., Farmington Hills, MI 48331.

“Objection Deadline”²). A hearing to consider the relief requested in the Application is currently scheduled to take place before the Bankruptcy Court on July 27, 2023 starting at 9:30 a.m. (Eastern Daylight Time).

3. Prior to the Objection Deadline, (i) the Office of the United States Trustee for the District of Delaware (the **“U.S. Trustee”**) and (ii) the Creditors’ Committee both provided informal comments to the Application (together, the **“Informal Responses”**).

4. Other than the Informal Responses, as of the date hereof, the Debtors have not received any other responses or objections in connection with the Application, nor do any objections thereto appear on the Bankruptcy Court’s docket in the Debtors’ chapter 11 cases. To fully resolve the Informal Responses, the Debtors have (i) filed the *Declaration of Jeffrey Finger In Support of Application of Debtors For Entry of An Order (I) Authorizing the Employment and Retention of Jefferies LLC As Investment Banker For the Debtors Effective As of the Petition Date, (II) Waiving Certain Time-Keeping Requirements, and (III) Granting Related Relief*, dated July 24, 2023 [D.I. 152] and (ii) prepared a revised form of order (the **“Revised Order”**) in connection with the Application. A copy of the Revised Order is attached hereto as **Exhibit A**. A redline, comparing the Revised Order against the form of order originally filed along with the Application is attached hereto as **Exhibit B**.

5. The Revised Order has been circulated to (i) the Debtors; (ii) the U.S. Trustee; and (iii) proposed counsel to the Creditors’ Committee, and each of the parties to whom the Revised Order was circulated has indicated that it has no objection to the entry of the Revised Order.

6. The Debtors therefore respectfully request that the Bankruptcy Court enter the

² The Debtors agreed to extend the Objection Deadline for the Official Committee of Unsecured Creditors (the **“Creditors’ Committee”**) only until 11:00 a.m. (Eastern Daylight Time) on July 24, 2023.

Revised Order, substantially in the form attached hereto as **Exhibit A**, at its earliest convenience.

[Remainder of page intentionally left blank.]

Dated: July 24, 2023

Respectfully submitted,

/s/ Jason M. Madron

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